

**No. 19**  
**STATE OF MICHIGAN**  
**JOURNAL**  
**OF THE**  
**House of Representatives**  
**94th Legislature**  
**REGULAR SESSION OF 2008**

---

House Chamber, Lansing, Wednesday, February 27, 2008.

1:30 p.m.

The House was called to order by the Speaker Pro Tempore.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Accavitti—present	Dillon—present	Lahti—present	Pearce—present
Acciavatti—present	Donigan—present	LaJoy—present	Polidori—present
Agema—present	Ebli—present	Law, David—present	Proos—present
Amos—present	Elsenheimer—present	Law, Kathleen—present	Robertson—present
Angerer—present	Emmons—present	LeBlanc—present	Rocca—present
Ball—present	Espinoza—present	Leland—present	Sak—present
Bauer—present	Farrah—present	Lemmons—present	Schuitmaker—present
Bennett—present	Gaffney—present	Lindberg—present	Scott—present
Bieda—present	Garfield—present	Marleau—present	Shaffer—present
Booher—present	Gillard—present	Mayes—present	Sheen—present
Brandenburg—present	Gonzales—present	McDowell—present	Sheltrown—present
Brown—present	Green—present	Meadows—present	Simpson—present
Byrnes—present	Griffin—present	Meekhof—present	Smith, Alma—present
Byrum—present	Hammel—present	Meisner—present	Smith, Virgil—present
Calley—present	Hammon—present	Melton—present	Spade—present
Casperson—present	Hansen—present	Meltzer—present	Stahl—present
Caswell—present	Hildenbrand—present	Miller—present	Stakoe—excused
Caul—present	Hood—present	Moolenaar—present	Steil—present
Cheeks—present	Hoogendyk—present	Moore—present	Tobocman—present
Clack—present	Hopgood—present	Moss—present	Vagnozzi—present
Clemente—present	Horn—present	Nitz—present	Valentine—present
Condino—present	Huizenga—present	Nofs—present	Walker—present
Constan—present	Hune—present	Opsommer—present	Ward—excused
Corriveau—present	Jackson—present	Palmer—present	Warren—present
Coulouris—present	Johnson—present	Palsrok—present	Wenke—present
Cushingberry—present	Jones, Rick—present	Pastor—present	Wojno—present
Dean—present	Jones, Robert—present	Pavlov—present	Young—present
DeRoche—present	Knollenberg—present		

Rep. David B. Robertson, from the 51st District, offered the following invocation:

“O Lord our God in heaven above, You are the Creator, Preserver, Defender and Ruler over everyone who lives on Your earth. As the Founding Fathers of this great nation confessed in their Declaration of Independence, all of our basic rights come from You and transcend the governments of mankind. You have established governments among people to protect and defend them from those who would harm them, not to try to play God by providing all of the blessings of life for them, for that is Your role in our lives, and only You can fill it.

We come to You today as the elected Representatives of the people of the state of Michigan to ask Your guidance upon our business, and Your blessing upon our day. Help us to set aside the politics of party and attend to the needs of the people of our state. Michigan and its people are hurting economically and they are being pressed from all sides. Remind us constantly that in America government is to be of the people, by the people and for the people. May we look beyond our own political careers, and look after the lives and the dreams of our citizens. Guide us with Your Holy Spirit so that we may work together for You and the people of Michigan to do what is right before You and beneficial to our citizens.

We also ask Your protection, O Lord, upon those who serve our nation around the world to bring peace, harmony and freedom to people in far-off lands. Bless their efforts also so that there may be peace among the nations and the peoples of this earth and suffering and strife may be brought to an end.

All this we ask in the name of Your Son, our Savior Jesus Christ. Amen.”

---

Rep. Booher moved that Reps. Stakoe and Ward be excused from today’s session.  
The motion prevailed.

### **Second Reading of Bills**

#### **House Bill No. 5554, entitled**

A bill to amend 2004 PA 174, entitled “Streamlined sales and use tax administration act,” by amending section 25 (MCL 205.825).

The bill was read a second time.

Rep. Bieda moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### **Third Reading of Bills**

#### **House Bill No. 5554, entitled**

A bill to amend 2004 PA 174, entitled “Streamlined sales and use tax administration act,” by amending section 25 (MCL 205.825).

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### **Roll Call No. 100**

#### **Yeas—107**

Accavitti	DeRoche	Jones, Robert	Pavlov
Acciavatti	Dillon	Knollenberg	Pearce
Agema	Donigan	Lahti	Polidori
Amos	Ebli	LaJoy	Proos
Angerer	Elsenheimer	Law, David	Robertson
Ball	Emmons	Law, Kathleen	Rocca
Bauer	Espinoza	LeBlanc	Sak
Bennett	Farrah	Leland	Schuitmaker
Bieda	Gaffney	Lemmons	Scott

Booher	Garfield	Lindberg	Shaffer
Brandenburg	Gillard	Marleau	Sheen
Brown	Gonzales	Mayes	Sheltrown
Byrnes	Green	McDowell	Simpson
Byrum	Griffin	Meadows	Smith, Alma
Calley	Hammel	Meekhof	Smith, Virgil
Casperson	Hammon	Meisner	Spade
Caswell	Hansen	Melton	Stahl
Caul	Hildenbrand	Meltzer	Steil
Cheeks	Hood	Miller	Tobocman
Clack	Hoogendyk	Moolenaar	Vagnozzi
Clemente	Hopgood	Moore	Valentine
Condino	Horn	Moss	Walker
Constan	Huizenga	Nitz	Warren
Corriveau	Hune	Nofs	Wenke
Coulouris	Jackson	Opsommer	Wojno
Cushingberry	Johnson	Palsrok	Young
Dean	Jones, Rick	Pastor	

### Nays—1

Palmer

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

### Second Reading of Bills

#### House Bill No. 5555, entitled

A bill to amend 1933 PA 167, entitled “General sales tax act,” by amending sections 1, 1a, 4g, 4k, 4bb, 12, 18, and 21 (MCL 205.51, 205.51a, 205.54g, 205.54k, 205.54bb, 205.62, 205.68, and 205.71), sections 1, 4g, and 4k as amended and sections 12, 18, and 21 as added by 2004 PA 173, section 1a as amended by 2006 PA 434, and section 4bb as added by 2004 PA 301; and to repeal acts and parts of acts.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Tax Policy,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Condino moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 5555, entitled

A bill to amend 1933 PA 167, entitled “General sales tax act,” by amending sections 1, 1a, 4g, 4k, 4bb, 12, 18, and 21 (MCL 205.51, 205.51a, 205.54g, 205.54k, 205.54bb, 205.62, 205.68, and 205.71), sections 1, 4g, and 4k as amended and sections 12, 18, and 21 as added by 2004 PA 173, section 1a as amended by 2006 PA 434, and section 4bb as added by 2004 PA 301; and to repeal acts and parts of acts.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 101****Yeas—99**

Accavitti	Dillon	Lahti	Polidori
Acciavatti	Donigan	LaJoy	Proos
Amos	Ebli	Law, David	Robertson
Angerer	Elsenheimer	Law, Kathleen	Rocca
Ball	Emmons	LeBlanc	Sak
Bauer	Espinoza	Leland	Schuitmaker
Bennett	Farrah	Lemmons	Scott
Bieda	Gaffney	Lindberg	Shaffer
Booher	Gillard	Marleau	Sheen
Brandenburg	Gonzales	Mayes	Sheltrown
Brown	Green	McDowell	Simpson
Byrnes	Griffin	Meadows	Smith, Alma
Byrum	Hammel	Meekhof	Smith, Virgil
Calley	Hammon	Meisner	Spade
Casperson	Hansen	Melton	Stahl
Caul	Hildenbrand	Meltzer	Steil
Cheeks	Hood	Miller	Tobocman
Clack	Hopgood	Moolenaar	Vagnozzi
Clemente	Horn	Moore	Valentine
Condino	Huizenga	Nitz	Walker
Constan	Jackson	Nofs	Warren
Corriveau	Johnson	Palsrok	Wenke
Coulouris	Jones, Rick	Pastor	Wojno
Cushingberry	Jones, Robert	Pavlov	Young
Dean	Knollenberg	Pearce	

**Nays—9**

Agema	Garfield	Hune	Opsommer
Caswell	Hoogendyk	Moss	Palmer
DeRoche			

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Tobocman moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

**Second Reading of Bills****House Bill No. 5556, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," by amending sections 2, 2b, 3a, 3b, 3c, 4d, 4i, 7, 13, 14a, and 14b (MCL 205.92, 205.92b, 205.93a, 205.93b, 205.93c, 205.94d, 205.94i, 205.97, 205.103, 205.104a, and 205.104b), sections 2 and 7 as amended by 2007 PA 103, section 2b as amended by 2006 PA 428, section 3a as amended by 2007 PA 93, section 3b as added by 2002 PA 456, sections 3c, 13, 14a, and 14b as added and section 4d as amended by 2004 PA 172, and section 4i as added by 1986 PA 41; and to repeal acts and parts of acts.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Tax Policy,

The substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

Rep. Bieda moved to substitute (H-4) the bill.

The motion prevailed and the substitute (H-4) was adopted, a majority of the members serving voting therefor.

Rep. Bieda moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Tobocman moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### **Third Reading of Bills**

#### **House Bill No. 5556, entitled**

A bill to amend 1937 PA 94, entitled "Use tax act," by amending sections 2, 2b, 3a, 3b, 3c, 4d, 4i, 7, 13, 14a, and 14b (MCL 205.92, 205.92b, 205.93a, 205.93b, 205.93c, 205.94d, 205.94i, 205.97, 205.103, 205.104a, and 205.104b), sections 2 and 7 as amended by 2007 PA 103, section 2b as amended by 2006 PA 428, section 3a as amended by 2007 PA 93, section 3b as added by 2002 PA 456, sections 3c, 13, 14a, and 14b as added and section 4d as amended by 2004 PA 172, and section 4i as added by 1986 PA 41; and to repeal acts and parts of acts.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### **Roll Call No. 102**

#### **Yeas—94**

Accavitti	Dillon	LaJoy	Proos
Acciavatti	Donigan	Law, David	Robertson
Amos	Ebli	Law, Kathleen	Rocca
Angerer	Elsenheimer	LeBlanc	Sak
Ball	Emmons	Leland	Schuitmaker
Bauer	Espinoza	Lemmons	Scott
Bennett	Farrah	Lindberg	Shaffer
Bieda	Gaffney	Mayes	Sheen
Booher	Gillard	McDowell	Sheltrown
Brown	Gonzales	Meadows	Simpson
Byrnes	Green	Meekhof	Smith, Alma
Byrum	Griffin	Meisner	Smith, Virgil
Calley	Hammel	Melton	Spade
Casperson	Hammon	Miller	Stahl
Caul	Hansen	Moolenaar	Steil
Cheeks	Hildenbrand	Moore	Tobocman
Clack	Hood	Nitz	Vagnozzi
Clemente	Hopgood	Nofs	Valentine
Condino	Horn	Palsrok	Walker
Constan	Jackson	Pastor	Warren
Corriveau	Johnson	Pavlov	Wenke
Coulouris	Jones, Rick	Pearce	Wojno
Cushingberry	Jones, Robert	Polidori	Young
Dean	Lahti		

#### **Nays—14**

Agema	Garfield	Knollenberg	Moss
Brandenburg	Hoogendyk	Marleau	Opsommer
Caswell	Huizenga	Meltzer	Palmer
DeRoche	Hune		

In The Chair: Sak

The House agreed to the title of the bill.  
Rep. Tobocman moved that the bill be given immediate effect.  
The motion prevailed, 2/3 of the members serving voting therefor.

### **Second Reading of Bills**

#### **House Bill No. 5041, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520c (MCL 750.520c), as amended by 2006 PA 171.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Judiciary,

The substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

Rep. Meadows moved to substitute (H-3) the bill.

The motion prevailed and the substitute (H-3) was adopted, a majority of the members serving voting therefor.

Rep. Meadows moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### **Third Reading of Bills**

#### **House Bill No. 5041, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," by amending section 520c (MCL 750.520c), as amended by 2006 PA 171.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Angerer moved that consideration of the bill be postponed temporarily.

The motion prevailed.

### **Second Reading of Bills**

#### **House Bill No. 4380, entitled**

A bill to amend 2004 PA 175, entitled "Streamlined sales and use tax revenue equalization act," (MCL 205.171 to 205.191) by adding section 10.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Tax Policy,

The substitute (H-2) was not adopted, a majority of the members serving not voting therefor.

Rep. Bieda moved to substitute (H-3) the bill.

The motion prevailed and the substitute (H-3) was adopted, a majority of the members serving voting therefor.

Rep. Bieda moved to amend the bill as follows:

1. Amend page 2, following line 17, by inserting:

"Enacting section 1. This amendatory act does not take effect unless all of the following bills of the 94th Legislature are enacted into law:

(a) House Bill No. 5555.

(b) House Bill No. 5556."

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Accavitti moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**House Bill No. 4380, entitled**

A bill to amend 2004 PA 175, entitled “Streamlined sales and use tax revenue equalization act,” (MCL 205.171 to 205.191) by adding section 10.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 103**

**Yeas—106**

Accavitti	DeRoche	Knollenberg	Pavlov
Acciavatti	Dillon	Lahti	Pearce
Agema	Donigan	LaJoy	Polidori
Amos	Ebli	Law, David	Proos
Angerer	Elsenheimer	Law, Kathleen	Robertson
Ball	Emmons	LeBlanc	Rocca
Bauer	Espinoza	Leland	Sak
Bennett	Farrah	Lemmons	Schuitmaker
Bieda	Gaffney	Lindberg	Scott
Booher	Gillard	Marleau	Shaffer
Brandenburg	Gonzales	Mayes	Sheen
Brown	Green	McDowell	Sheltrown
Byrnes	Griffin	Meadows	Simpson
Byrum	Hammel	Meekhof	Smith, Alma
Calley	Hammon	Meisner	Smith, Virgil
Casperson	Hansen	Melton	Spade
Caswell	Hildenbrand	Meltzer	Stahl
Caul	Hood	Miller	Steil
Cheeks	Hoogendyk	Moolenaar	Tobocman
Clack	Hopgood	Moore	Vagnozzi
Clemente	Horn	Moss	Valentine
Condino	Huizenga	Nitz	Walker
Constan	Hune	Nofs	Warren
Corriveau	Jackson	Palmer	Wenke
Coulouris	Johnson	Palsrok	Wojno
Cushingberry	Jones, Rick	Pastor	Young
Dean	Jones, Robert		

**Nays—2**

Garfield

Opsommer

In The Chair: Sak

The question being on agreeing to the title of the bill,

Rep. Angerer moved to amend the title to read as follows:

A bill to amend 2004 PA 175, entitled “Streamlined sales and use tax revenue equalization act,” (MCL 205.171 to 205.191) by adding section 12.

The motion prevailed.

The House agreed to the title as amended.

Rep. Angerer moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

The House returned to the consideration of

**House Bill No. 5041, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 520c (MCL 750.520c), as amended by 2006 PA 171.

(The bill was considered earlier today, see today’s Journal, p. 322.)

The question being on the passage of the bill,

The bill was then passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 104**

**Yeas—108**

Accavitti	DeRoche	Jones, Robert	Pastor
Acciavatti	Dillon	Knollenberg	Pavlov
Agema	Donigan	Lahti	Pearce
Amos	Ebli	LaJoy	Polidori
Angerer	Elsenheimer	Law, David	Proos
Ball	Emmons	Law, Kathleen	Robertson
Bauer	Espinoza	LeBlanc	Rocca
Bennett	Farrah	Leland	Sak
Bieda	Gaffney	Lemmons	Schuitmaker
Booher	Garfield	Lindberg	Scott
Brandenburg	Gillard	Marleau	Shaffer
Brown	Gonzales	Mayes	Sheen
Byrnes	Green	McDowell	Sheltrown
Byrum	Griffin	Meadows	Simpson
Calley	Hammel	Meekhof	Smith, Alma
Casperson	Hammon	Meisner	Smith, Virgil
Caswell	Hansen	Melton	Spade
Caul	Hildenbrand	Meltzer	Stahl
Cheeks	Hood	Miller	Steil
Clack	Hoogendyk	Moolenaar	Tobocman
Clemente	Hopgood	Moore	Vagnozzi
Condino	Horn	Moss	Valentine
Constan	Huizenga	Nitz	Walker
Corriveau	Hune	Nofs	Warren
Coulouris	Jackson	Opsommer	Wenke
Cushingberry	Johnson	Palmer	Wojno
Dean	Jones, Rick	Palsrok	Young

**Nays—0**

In The Chair: Sak

The question being on agreeing to the title of the bill,

Rep. Angerer moved to amend the title to read as follows:

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 520c (MCL 750.520c), as amended by 2007 PA 163.

The motion prevailed.

The House agreed to the title as amended.

Rep. Angerer moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

**Second Reading of Bills**

**House Bill No. 5467, entitled**

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” (MCL 257.1 to 257.923) by adding sections 4d, 10a, 64a, 648a, 803s, and 803t.



Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Tourism, Outdoor Recreation and Natural Resources,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Sheltroun moved to amend the bill as follows:

1. Amend page 2, line 8, after “**RESEMBLES.**” by striking out “**A**” and inserting “**FOR A REPLICA CUSTOM VEHICLE THAT WAS NOT CONSTRUCTED BY A LICENSED MANUFACTURER BUT WAS CONSTRUCTED OR ASSEMBLED FROM COMPONENTS, A**”.

2. Amend page 3, line 26, after “**RESEMBLES.**” by striking out “**A**” and inserting “**FOR A REPLICA STREET ROD VEHICLE THAT WAS NOT CONSTRUCTED BY A LICENSED MANUFACTURER BUT WAS CONSTRUCTED OR ASSEMBLED FROM COMPONENTS, A**”.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Casperson moved to amend the bill as follows:

1. Amend page 2, line 13, by striking out all of subsection (2) and renumbering the remaining subsections.

2. Amend page 4, line 4, by striking out all of subsection (2) and renumbering the remaining subsections.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Sheltroun moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### **Third Reading of Bills**

#### **House Bill No. 5467, entitled**

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” (MCL 257.1 to 257.923) by adding sections 4d, 10a, 64a, 803s, and 803t.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### **Roll Call No. 105**

#### **Yeas—107**

Accavitti	DeRoche	Knollenberg	Pavlov
Acciavatti	Dillon	Lahti	Pearce
Agema	Donigan	LaJoy	Polidori
Amos	Ebli	Law, David	Proos
Angerer	Elsenheimer	Law, Kathleen	Robertson
Ball	Emmons	LeBlanc	Rocca
Bauer	Espinoza	Leland	Sak
Bennett	Farrah	Lemmons	Schuitmaker
Bieda	Gaffney	Lindberg	Scott
Booher	Gillard	Marleau	Shaffer
Brandenburg	Gonzales	Mayes	Sheen
Brown	Green	McDowell	Sheltroun
Byrnes	Griffin	Meadows	Simpson
Byrum	Hammel	Meekhof	Smith, Alma
Calley	Hammon	Meisner	Smith, Virgil
Casperson	Hansen	Melton	Spade
Caswell	Hildenbrand	Meltzer	Stahl
Caul	Hood	Miller	Steil
Cheeks	Hoogendyk	Moolenaar	Tobocman
Clack	Hopgood	Moore	Vagnozzi
Clemente	Horn	Moss	Valentine
Condino	Huizenga	Nitz	Walker
Constan	Hune	Nofs	Warren
Corriveau	Jackson	Opsommer	Wenke

Coulouris  
Cushingberry  
Dean

Johnson  
Jones, Rick  
Jones, Robert

Palmer  
Palsrok  
Pastor

Wojno  
Young

### Nays—1

Garfield

In The Chair: Sak

The question being on agreeing to the title of the bill,

Rep. Angerer moved to amend the title to read as follows:

A bill to amend 1949 PA 300, entitled “Michigan vehicle code,” (MCL 257.1 to 257.923) by adding sections 10a, 64a, 803s, and 803t.

The motion prevailed.

The House agreed to the title as amended.

Rep. Angerer moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

### Second Reading of Bills

#### House Bill No. 4915, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16w of chapter XVII (MCL 777.16w), as amended by 2006 PA 156.

The bill was read a second time.

Rep. Sheltroun moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4915, entitled

A bill to amend 1927 PA 175, entitled “The code of criminal procedure,” by amending section 16w of chapter XVII (MCL 777.16w), as amended by 2006 PA 156.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 106

### Yeas—108

Accavitti  
Acciavatti  
Agema  
Amos  
Angerer  
Ball  
Bauer  
Bennett  
Bieda  
Booher

DeRoche  
Dillon  
Donigan  
Ebli  
Elsenheimer  
Emmons  
Espinoza  
Farrah  
Gaffney  
Garfield

Jones, Robert  
Knollenberg  
Lahti  
LaJoy  
Law, David  
Law, Kathleen  
LeBlanc  
Leland  
Lemmons  
Lindberg

Pastor  
Pavlov  
Pearce  
Polidori  
Proos  
Robertson  
Rocca  
Sak  
Schuitmaker  
Scott

Brandenburg	Gillard	Marleau	Shaffer
Brown	Gonzales	Mayes	Sheen
Byrnes	Green	McDowell	Sheltrown
Byrum	Griffin	Meadows	Simpson
Calley	Hammel	Meekhof	Smith, Alma
Casperson	Hammon	Meisner	Smith, Virgil
Caswell	Hansen	Melton	Spade
Caul	Hildenbrand	Meltzer	Stahl
Cheeks	Hood	Miller	Steil
Clack	Hoogendyk	Moolenaar	Tobocman
Clemente	Hopgood	Moore	Vagnozzi
Condino	Horn	Moss	Valentine
Constan	Huizenga	Nitz	Walker
Corriveau	Hune	Nofs	Warren
Coulouris	Jackson	Opsommer	Wenke
Cushingberry	Johnson	Palmer	Wojno
Dean	Jones, Rick	Palsrok	Young

**Nays—0**

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Angerer moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

### **Second Reading of Bills**

#### **House Bill No. 4916, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 159g (MCL 750.159g), as amended by 2002 PA 124.

Was read a second time, and the question being on the adoption of the proposed amendment previously recommended by the Committee on Judiciary (for amendment, see House Journal No. 16, p. 265),

The amendment was adopted, a majority of the members serving voting therefor.

Rep. Corriveau moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### **Third Reading of Bills**

#### **House Bill No. 4916, entitled**

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” by amending section 159g (MCL 750.159g), as amended by 2002 PA 124.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

### **Roll Call No. 107**

### **Yeas—108**

Accavitti	DeRoche	Jones, Robert	Pastor
Acciavatti	Dillon	Knollenberg	Pavlov
Agema	Donigan	Lahti	Pearce

Amos	Ebli	LaJoy	Polidori
Angerer	Elsenheimer	Law, David	Proos
Ball	Emmons	Law, Kathleen	Robertson
Bauer	Espinoza	LeBlanc	Rocca
Bennett	Farrah	Leland	Sak
Bieda	Gaffney	Lemmons	Schuitmaker
Booher	Garfield	Lindberg	Scott
Brandenburg	Gillard	Marleau	Shaffer
Brown	Gonzales	Mayes	Sheen
Byrnes	Green	McDowell	Sheltrown
Byrum	Griffin	Meadows	Simpson
Calley	Hammel	Meekhof	Smith, Alma
Casperson	Hammon	Meisner	Smith, Virgil
Caswell	Hansen	Melton	Spade
Caul	Hildenbrand	Meltzer	Stahl
Cheeks	Hood	Miller	Steil
Clack	Hoogendyk	Moolenaar	Tobocman
Clemente	Hopgood	Moore	Vagnozzi
Condino	Horn	Moss	Valentine
Constan	Huizenga	Nitz	Walker
Corriveau	Hune	Nofs	Warren
Coulouris	Jackson	Opsommer	Wenke
Cushingberry	Johnson	Palmer	Wojno
Dean	Jones, Rick	Palsrok	Young

### Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Angerer moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

### Second Reading of Bills

#### House Bill No. 4917, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 4701 (MCL 600.4701), as amended by 2002 PA 142.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Judiciary,

The substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Valentine moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4917, entitled

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 4701 (MCL 600.4701), as amended by 2002 PA 142.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 108****Yeas—108**

Accavitti	DeRoche	Jones, Robert	Pastor
Acciavatti	Dillon	Knollenberg	Pavlov
Agema	Donigan	Lahti	Pearce
Amos	Ebli	LaJoy	Polidori
Angerer	Elsenheimer	Law, David	Proos
Ball	Emmons	Law, Kathleen	Robertson
Bauer	Espinoza	LeBlanc	Rocca
Bennett	Farrah	Leland	Sak
Bieda	Gaffney	Lemmons	Schuitmaker
Booher	Garfield	Lindberg	Scott
Brandenburg	Gillard	Marleau	Shaffer
Brown	Gonzales	Mayes	Sheen
Byrnes	Green	McDowell	Sheltrown
Byrum	Griffin	Meadows	Simpson
Calley	Hammel	Meekhof	Smith, Alma
Casperson	Hammon	Meisner	Smith, Virgil
Caswell	Hansen	Melton	Spade
Caul	Hildenbrand	Meltzer	Stahl
Cheeks	Hood	Miller	Steil
Clack	Hoogendyk	Moolenaar	Tobocman
Clemente	Hopgood	Moore	Vagnozzi
Condino	Horn	Moss	Valentine
Constan	Huizenga	Nitz	Walker
Corriveau	Hune	Nofs	Warren
Coulouris	Jackson	Opsommer	Wenke
Cushingberry	Johnson	Palmer	Wojno
Dean	Jones, Rick	Palsrok	Young

**Nays—0**

In The Chair: Sak

The question being on agreeing to the title of the bill,

Rep. Angerer moved to amend the title to read as follows:

A bill to amend 1961 PA 236, entitled “Revised judicature act of 1961,” by amending section 4701 (MCL 600.4701), as amended by 2007 PA 156.

The motion prevailed.

The House agreed to the title as amended.

Rep. Angerer moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

**Second Reading of Bills****House Bill No. 4918, entitled**

A bill to amend 1985 PA 87, entitled “William Van Regenmorter crime victim’s rights act,” (MCL 780.751 to 780.834) by adding section 16b.

The bill was read a second time.

Rep. Condino moved to amend the bill as follows:

1. Amend page 1, line 5, after “**COURT**” by striking out “**SHALL**” and inserting “**MAY**”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Dean moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### **Third Reading of Bills**

#### **House Bill No. 4918, entitled**

A bill to amend 1985 PA 87, entitled "William Van Regenmorter crime victim's rights act," (MCL 780.751 to 780.834) by adding section 16b.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### **Roll Call No. 109**

#### **Yeas—104**

Accavitti	DeRoche	Jones, Robert	Pavlov
Acciavatti	Dillon	Lahti	Pearce
Amos	Donigan	LaJoy	Polidori
Angerer	Ebli	Law, David	Proos
Ball	Elsenheimer	Law, Kathleen	Robertson
Bauer	Emmons	LeBlanc	Rocca
Bennett	Espinoza	Leland	Sak
Bieda	Farrah	Lemmons	Schuitmaker
Booher	Gaffney	Lindberg	Scott
Brandenburg	Gillard	Marleau	Shaffer
Brown	Gonzales	Mayes	Sheen
Byrnes	Green	McDowell	Sheltrown
Byrum	Griffin	Meadows	Simpson
Calley	Hammel	Meekhof	Smith, Alma
Casperson	Hammon	Meisner	Smith, Virgil
Caswell	Hansen	Melton	Spade
Caul	Hildenbrand	Meltzer	Stahl
Cheeks	Hood	Miller	Steil
Clack	Hoogendyk	Moolenaar	Tobocman
Clemente	Hopgood	Moore	Vagnozzi
Condino	Horn	Moss	Valentine
Constan	Huizenga	Nitz	Walker
Corriveau	Hune	Nofs	Warren
Coulouris	Jackson	Opsommer	Wenke
Cushingberry	Johnson	Palsrok	Wojno
Dean	Jones, Rick	Pastor	Young

#### **Nays—4**

Agema	Garfield	Knollenberg	Palmer
-------	----------	-------------	--------

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Angerer moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Reps. Palmer, Knollenberg and Agema, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I am voting no on this bill because while I have always strongly supported a ban on human trafficking, as evidenced by my votes for House Bills 4914, 4915, 4916, and 4917, I am concerned about certain unintended consequences. Those who are in this country illegally would be eligible for all of the protections and remedies offered under this package. I strongly oppose illegal immigration, and an illegal caught up in a trafficking situation would not have been in the position to be exploited had they not entered the country illegally in the first place. In a way, this package could reward an individual who engaged in an illegal act, and I am opposed to that eventuality. Even in such case where the victim’s illegal status is a result of forcible abduction, there are other remedies afforded in the law to penalize the perpetrator, and protect the victim. This issue could have been simply averted with an amendment addressing the illegal immigrant scenario.”

### Second Reading of Bills

#### House Bill No. 4914, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding section 462j. The bill was read a second time.

Rep. Schuitmaker moved to amend the bill as follows:

1. Amend page 3, line 4, after “**VICTIM**” by striking out the balance of the subsection and inserting “**IN THE MANNER PROVIDED IN SECTION 16B OF THE WILLIAM VAN REGENMORTER CRIME VICTIM’S RIGHTS ACT, 1985 PA 87, MCL 780.16B, AND TO REIMBURSE ANY GOVERNMENTAL ENTITY FOR ITS EXPENSES INCURRED AS A RESULT OF THE VIOLATION, IN THE MANNER PROVIDED IN SECTION 1F OF CHAPTER IX OF THE CODE OF CRIMINAL PROCEDURE, 1927 PA 175, MCL 769.1F.**”

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Schuitmaker moved to amend the bill as follows:

1. Amend page 5, following line 3, by inserting:

“Enacting section 1. This amendatory act does not take effect unless House Bill No. 4918 of the 94th Legislature is enacted into law.”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Schuitmaker moved to amend the bill as follows:

1. Amend page 1, line 9, after “**ACT,**” by inserting “**OR IF THE VIOLATION INVOLVES SERIOUS PHYSICAL HARM TO ANY PERSON,**”.

2. Amend page 2, line 2, after “**OF**” by striking out the balance of the line through “**TO**” on line 3.

3. Amend page 2, line 14, after “**ACT,**” by inserting “**OR IF THE VIOLATION INVOLVES SERIOUS PHYSICAL HARM TO ANY PERSON,**”.

4. Amend page 2, line 17, after “**OF**” by striking out the balance of the line through “**TO**” on line 18.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Spade moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4914, entitled

A bill to amend 1931 PA 328, entitled “The Michigan penal code,” (MCL 750.1 to 750.568) by adding section 462j. Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 110

#### Yeas—108

Accavitti  
Acciavatti  
Agema

DeRoche  
Dillon  
Donigan

Jones, Robert  
Knollenberg  
Lahti

Pastor  
Pavlov  
Pearce

Amos	Ebli	LaJoy	Polidori
Angerer	Elsenheimer	Law, David	Proos
Ball	Emmons	Law, Kathleen	Robertson
Bauer	Espinoza	LeBlanc	Rocca
Bennett	Farrah	Leland	Sak
Bieda	Gaffney	Lemmons	Schuitmaker
Booher	Garfield	Lindberg	Scott
Brandenburg	Gillard	Marleau	Shaffer
Brown	Gonzales	Mayes	Sheen
Byrnes	Green	McDowell	Sheltrown
Byrum	Griffin	Meadows	Simpson
Calley	Hammel	Meekhof	Smith, Alma
Casperson	Hammon	Meisner	Smith, Virgil
Caswell	Hansen	Melton	Spade
Caul	Hildenbrand	Meltzer	Stahl
Cheeks	Hood	Miller	Steil
Clack	Hoogendyk	Moolenaar	Tobocman
Clemente	Hopgood	Moore	Vagnozzi
Condino	Horn	Moss	Valentine
Constan	Huizenga	Nitz	Walker
Corriveau	Hune	Nofs	Warren
Coulouris	Jackson	Opsommer	Wenke
Cushingberry	Johnson	Palmer	Wojno
Dean	Jones, Rick	Palsrok	Young

### Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Angerer moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Reports of Standing Committees

The Committee on Commerce, by Rep. Meisner, Chair, reported

#### House Bill No. 5609, entitled

A bill to amend 1986 PA 281, entitled “The local development financing act,” by amending section 12a (MCL 125.2162a), as amended by 2004 PA 365.

With the recommendation that the substitute (H-2) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

### Favorable Roll Call

To Report Out:

Yeas: Reps. Meisner, Robert Jones, Byrum, Clemente, Coulouris, Dean, Griffin, Johnson, Sheltrown, Simpson, Valentine, Hildenbrand and Meltzer

Nays: Rep. Huizenga

### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Meisner, Chair, of the Committee on Commerce, was received and read:

Meeting held on: Wednesday, February 27, 2008

Present: Reps. Meisner, Robert Jones, Byrum, Clemente, Coulouris, Dean, Griffin, Johnson, Sheltrown, Simpson, Valentine, Hildenbrand, Huizenga, Knollenberg and Meltzer



Absent: Reps. Accavitti, Palsrok, Stakoe and Rick Jones  
 Excused: Reps. Accavitti, Palsrok, Stakoe and Rick Jones

### Second Reading of Bills

#### House Bill No. 5609, entitled

A bill to amend 1986 PA 281, entitled “The local development financing act,” by amending section 12a (MCL 125.2162a), as amended by 2004 PA 365.

Was read a second time, and the question being on the adoption of the proposed substitute (H-2) previously recommended by the Committee on Commerce,

The substitute (H-2) was adopted, a majority of the members serving voting therefor.

Rep. Simpson moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 5609, entitled

A bill to amend 1986 PA 281, entitled “The local development financing act,” by amending section 12a (MCL 125.2162a), as amended by 2004 PA 365.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

### Roll Call No. 111

### Yeas—79

Accavitti	Cushingberry	Johnson	Polidori
Angerer	Dean	Jones, Rick	Proos
Ball	Dillon	Jones, Robert	Rocca
Bauer	Donigan	Lahti	Sak
Bennett	Ebli	LaJoy	Scott
Bieda	Emmons	Law, David	Sheltrown
Brown	Espinoza	Law, Kathleen	Simpson
Byrnes	Farrah	LeBlanc	Smith, Alma
Byrum	Gaffney	Leland	Smith, Virgil
Calley	Gillard	Lemmons	Spade
Casperson	Gonzales	Lindberg	Stahl
Caswell	Griffin	Mayes	Steil
Caul	Hammel	McDowell	Tobocman
Cheeks	Hammon	Meadows	Vagnozzi
Clack	Hildenbrand	Meisner	Valentine
Clemente	Hood	Melton	Warren
Condino	Hopgood	Miller	Wenke
Constan	Horn	Moolenaar	Wojno
Corriveau	Hune	Moore	Young
Coulouris	Jackson	Nofs	

### Nays—29

Acciavatti	Green	Meltzer	Pavlov
Agema	Hansen	Moss	Pearce
Amos	Hoogendyk	Nitz	Robertson

Booher  
 Brandenburg  
 DeRoche  
 Elsenheimer  
 Garfield

Huizenga  
 Knollenberg  
 Marleau  
 Meekhof

Opsommer  
 Palmer  
 Palsrok  
 Pastor

Schuitmaker  
 Shaffer  
 Sheen  
 Walker

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Elsenheimer, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

My concern with regard to this legislation is its clear political nature, rather than reliance on sound process. There are good reasons to create these zones; however, when a bill is noticed and moved with this kind of speed, concerns over its effect — including unintended consequences like a watered down demand for existing underutilized zones — are set aside by the majority in favor of political expediency. Let’s hope the Senate will consider the larger issues associated with these zones.”

Rep. Angerer moved that the bill be given immediate effect.

The question being on the motion made by Rep. Angerer,

Rep. Hildenbrand demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Angerer,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

#### Roll Call No. 112

#### Yeas—61

Accavitti  
 Angerer  
 Ball  
 Bauer  
 Bennett  
 Bieda  
 Brown  
 Byrnes  
 Byrum  
 Cheeks  
 Clack  
 Clemente  
 Condino  
 Constan  
 Corriveau  
 Coulouris

Cushingberry  
 Dean  
 Dillon  
 Donigan  
 Ebli  
 Espinoza  
 Farrah  
 Gillard  
 Gonzales  
 Griffin  
 Hammel  
 Hammon  
 Hood  
 Hopgood  
 Hune

Jackson  
 Johnson  
 Jones, Robert  
 Lahti  
 Law, Kathleen  
 LeBlanc  
 Leland  
 Lemmons  
 Lindberg  
 Mayes  
 McDowell  
 Meadows  
 Meisner  
 Melton  
 Miller

Nofs  
 Polidori  
 Rocca  
 Sak  
 Scott  
 Sheltrown  
 Simpson  
 Smith, Virgil  
 Spade  
 Tobocman  
 Vagnozzi  
 Valentine  
 Warren  
 Wojno  
 Young

#### Nays—46

Acciavatti  
 Agema  
 Amos

Garfield  
 Green  
 Hansen

Meekhof  
 Meltzer  
 Moolenaar

Pearce  
 Proos  
 Robertson

Booher	Hildenbrand	Moore	Schuitmaker
Brandenburg	Hoogendyk	Moss	Shaffer
Calley	Horn	Nitz	Sheen
Casperson	Huizenga	Opsommer	Smith, Alma
Caswell	Jones, Rick	Palmer	Stahl
Caul	Knollenberg	Palsrok	Steil
DeRoche	LaJoy	Pastor	Walker
Elsenheimer	Law, David	Pavlov	Wenke
Emmons	Marleau		

In The Chair: Sak

Rep. Angerer moved that the bill be given immediate effect.

The question being on the motion made by Rep. Angerer,

Rep. Hildenbrand demanded the yeas and nays.

The demand was supported.

The question being on the motion made by Rep. Angerer,

The motion did not prevail, 2/3 of the members serving not voting therefor, by yeas and nays, as follows:

#### Roll Call No. 113

#### Yeas—64

Accavitti	Coulouris	Jackson	Nofs
Angerer	Cushingberry	Johnson	Polidori
Ball	Dean	Jones, Rick	Rocca
Bauer	Dillon	Jones, Robert	Sak
Bennett	Donigan	Lahti	Scott
Bieda	Ebli	Law, Kathleen	Sheltrown
Brown	Espinoza	LeBlanc	Simpson
Byrnes	Farrah	Leland	Smith, Virgil
Byrum	Gillard	Lemmons	Spade
Calley	Gonzales	Lindberg	Stahl
Cheeks	Griffin	Mayes	Tobocman
Clack	Hammel	McDowell	Vagnozzi
Clemente	Hammon	Meadows	Valentine
Condino	Hood	Meisner	Warren
Constan	Hopgood	Melton	Wojno
Corriveau	Hune	Miller	Young

#### Nays—43

Acciavatti	Gaffney	Marleau	Pavlov
Agema	Garfield	Meekhof	Pearce
Amos	Green	Meltzer	Proos
Booher	Hansen	Moolenaar	Robertson
Brandenburg	Hildenbrand	Moore	Schuitmaker
Casperson	Hoogendyk	Moss	Shaffer
Caswell	Horn	Nitz	Sheen
Caul	Huizenga	Opsommer	Steil
DeRoche	Knollenberg	Palmer	Walker
Elsenheimer	LaJoy	Palsrok	Wenke
Emmons	Law, David	Pastor	

In The Chair: Sak

By unanimous consent the House returned to the order of  
**Motions and Resolutions**

Rep. Hopgood moved that the Committee on Transportation be discharged from further consideration of **Senate Bill No. 654**.

(For first notice see House Journal No. 18, p. 316.)

The question being on the motion made by Rep. Hopgood,

The motion prevailed, a majority of the members serving voting therefor.

The bill was placed on the order of Second Reading of Bills.

Rep. Hopgood moved that the Committee on Transportation be discharged from further consideration of **Senate Bill No. 966**.

(For first notice see House Journal No. 18, p. 316.)

The question being on the motion made by Rep. Hopgood,

The motion prevailed, a majority of the members serving voting therefor.

The bill was placed on the order of Second Reading of Bills.

### **Second Reading of Bills**

#### **Senate Bill No. 654, entitled**

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes," by amending sections 1, 1a, and 2 (MCL 28.291, 28.291a, and 28.292), sections 1 and 2 as amended by 2005 PA 143 and section 1a as added by 1997 PA 99.

The bill was read a second time.

Rep. Hopgood moved to substitute (H-1) the bill.

The motion prevailed and the substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Hopgood moved to amend the bill as follows:

1. Amend page 11, line 17, after "**PURPOSE**" by striking out "**AS SPECIFICALLY**".

2. Amend page 11, line 18, after "A" by striking out "**PURPOSE**" and inserting "**USE**".

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Angerer moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of  
**Third Reading of Bills**

#### **Senate Bill No. 654, entitled**

A bill to amend 1972 PA 222, entitled "An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes," by amending sections 1, 1a, and 2 (MCL 28.291, 28.291a, and 28.292), sections 1 and 2 as amended by 2005 PA 143 and section 1a as added by 1997 PA 99.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 114**

**Yeas—104**

Accavitti  
Acciavatti

DeRoche  
Dillon

Jones, Rick  
Jones, Robert

Palsrok  
Pastor

Agema	Donigan	Knollenberg	Pavlov
Amos	Ebli	Lahti	Pearce
Angerer	Elsenheimer	LaJoy	Polidori
Ball	Emmons	Law, David	Proos
Bauer	Espinoza	Law, Kathleen	Robertson
Bennett	Farrah	LeBlanc	Rocca
Bieda	Gaffney	Leland	Sak
Booher	Garfield	Lemmons	Schuitmaker
Brandenburg	Gillard	Lindberg	Scott
Brown	Gonzales	Marleau	Shaffer
Byrnes	Green	Mayes	Sheen
Byrum	Griffin	McDowell	Sheltrown
Calley	Hammel	Meadows	Simpson
Casperson	Hammon	Meekhof	Smith, Alma
Caswell	Hansen	Meisner	Smith, Virgil
Caul	Hildenbrand	Melton	Spade
Cheeks	Hood	Meltzer	Stahl
Clack	Hoogendyk	Miller	Steil
Clemente	Hopgood	Moolenaar	Vagnozzi
Condino	Horn	Moore	Valentine
Constan	Huizenga	Moss	Walker
Corriveau	Hune	Nitz	Warren
Coulouris	Jackson	Nofs	Wenke
Dean	Johnson	Opsommer	Wojno

### Nays—3

Cushingberry                      Tobocman                      Young

In The Chair: Sak

The House agreed to the title of the bill.

Rep. Angerer moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

### Second Reading of Bills

#### Senate Bill No. 966, entitled

A bill to amend 1972 PA 222, entitled “An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,” by amending sections 1a and 8 (MCL 28.291a and 28.298), as added by 1997 PA 99, and by adding section 9a.

The bill was read a second time.

Rep. Hopgood moved to substitute (H-1) the bill.

The motion prevailed and the substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Angerer moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

**Third Reading of Bills**

**Senate Bill No. 966, entitled**

A bill to amend 1972 PA 222, entitled “An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,” by amending sections 1a and 8 (MCL 28.291a and 28.298), as added by 1997 PA 99, and by adding section 9a.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

**Roll Call No. 115**

**Yeas—108**

Accavitti	DeRoche	Jones, Robert	Pastor
Acciavatti	Dillon	Knollenberg	Pavlov
Agema	Donigan	Lahti	Pearce
Amos	Ebli	LaJoy	Polidori
Angerer	Elsenheimer	Law, David	Proos
Ball	Emmons	Law, Kathleen	Robertson
Bauer	Espinoza	LeBlanc	Rocca
Bennett	Farrah	Leland	Sak
Bieda	Gaffney	Lemmons	Schuitmaker
Booher	Garfield	Lindberg	Scott
Brandenburg	Gillard	Marleau	Shaffer
Brown	Gonzales	Mayes	Sheen
Byrnes	Green	McDowell	Sheltrown
Byrum	Griffin	Meadows	Simpson
Calley	Hammel	Meekhof	Smith, Alma
Casperson	Hammon	Meisner	Smith, Virgil
Caswell	Hansen	Melton	Spade
Caul	Hildenbrand	Meltzer	Stahl
Cheeks	Hood	Miller	Steil
Clack	Hoogendyk	Moolenaar	Tobocman
Clemente	Hopgood	Moore	Vagnozzi
Condino	Horn	Moss	Valentine
Constan	Huizenga	Nitz	Walker
Corriveau	Hune	Nofs	Warren
Coulouris	Jackson	Opsommer	Wenke
Cushingberry	Johnson	Palmer	Wojno
Dean	Jones, Rick	Palsrok	Young

**Nays—0**

In The Chair: Sak

The question being on agreeing to the title of the bill,  
Rep. Angerer moved to amend the title to read as follows:

A bill to amend 1972 PA 222, entitled “An act to provide for an official personal identification card; to provide for its form, issuance and use; to regulate the use and disclosure of information obtained from the card; to prescribe the powers and duties of the secretary of state; to prescribe fees; to prescribe certain penalties for violations; and to provide an appropriation for certain purposes,” by amending section 8 (MCL 28.298), as added by 1997 PA 99 and by adding section 9a.

The motion prevailed.

The House agreed to the title as amended.

Rep. Angerer moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

### Second Reading of Bills

#### House Bill No. 4611, entitled

A bill to authorize a process for retired law enforcement officers to carry concealed firearms in this state; to prescribe certain powers and duties of the commission on law enforcement standards; to impose certain civil and criminal penalties; to impose certain requirements on persons issued certificates to carry concealed firearms; to provide for certain civil immunity; to allow for the collection of certain fees; to create certain funds; to provide for the forfeiture of firearms under certain circumstances; and to provide for the promulgation of rules.

Was read a second time, and the question being on the adoption of the proposed amendments previously recommended by the Committee on Judiciary (for amendments, see House Journal No. 70 of 2007, p. 1137),

The amendments were not adopted, a majority of the members serving not voting therefor.

Rep. Rick Jones moved to substitute (H-1) the bill.

The motion prevailed and the substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Condino moved to amend the bill as follows:

1. Amend page 12, line 7, after “January 1,” by striking out “2008” and inserting “2009”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Rick Jones moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Angerer moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

By unanimous consent the House returned to the order of

### Third Reading of Bills

#### House Bill No. 4611, entitled

A bill to authorize a process for retired law enforcement officers to carry concealed firearms in this state; to prescribe certain powers and duties of the commission on law enforcement standards; to impose certain civil and criminal penalties; to impose certain requirements on persons issued certificates to carry concealed firearms; to provide for certain civil immunity; to allow for the collection of certain fees; to create certain funds; to provide for the forfeiture of firearms under certain circumstances; and to provide for the promulgation of rules.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

#### Roll Call No. 116

#### Yeas—106

Accavitti	DeRoche	Knollenberg	Pastor
Acciavatti	Dillon	Lahti	Pavlov
Agema	Donigan	LaJoy	Pearce
Amos	Ebli	Law, David	Polidori
Angerer	Elsenheimer	Law, Kathleen	Proos
Ball	Emmons	LeBlanc	Robertson
Bauer	Espinoza	Leland	Rocca
Bennett	Farrah	Lemmons	Sak
Bieda	Gaffney	Lindberg	Schuitmaker
Booher	Garfield	Marleau	Scott
Brandenburg	Gillard	Mayes	Shaffer
Brown	Gonzales	McDowell	Sheen
Byrnes	Green	Meadows	Sheltrown
Byrum	Griffin	Meekhof	Simpson
Calley	Hammel	Meisner	Smith, Alma
Casperson	Hammon	Melton	Smith, Virgil
Caswell	Hansen	Meltzer	Spade
Caul	Hildenbrand	Miller	Stahl
Cheeks	Hoogendyk	Moolenaar	Steil
Clack	Hopgood	Moore	Tobocman

Vagnozzi  
Valentine  
Walker  
Warren  
Wenke  
Wojno

Pastor  
Pavlov



Agema	Donigan	Lahti	Pearce
Amos	Ebli	LaJoy	Polidori
Angerer	Elsenheimer	Law, David	Proos
Ball	Emmons	Law, Kathleen	Robertson
Bauer	Espinoza	LeBlanc	Rocca
Bennett	Farrah	Leland	Sak
Bieda	Gaffney	Lemmons	Schuitmaker
Booher	Garfield	Lindberg	Scott
Brandenburg	Gillard	Marleau	Shaffer
Brown	Gonzales	Mayes	Sheen
Byrnes	Green	McDowell	Sheltrown
Byrum	Griffin	Meadows	Simpson
Calley	Hammel	Meekhof	Smith, Alma
Casperson	Hammon	Meisner	Smith, Virgil
Caswell	Hansen	Melton	Spade
Caul	Hildenbrand	Meltzer	Stahl
Cheeks	Hood	Miller	Steil
Clack	Hoogendyk	Moolenaar	Tobocman
Clemente	Hopgood	Moore	Vagnozzi
Condino	Horn	Moss	Valentine
Constan	Huizenga	Nitz	Walker
Corriveau	Hune	Nofs	Warren
Coulouris	Jackson	Opsommer	Wenke
Cushingberry	Johnson	Palmer	Wojno
Dean	Jones, Rick	Palsrok	Young

### Nays—0

In The Chair: Sak

The House agreed to the title of the bill.

---

Rep. Cushingberry asked and obtained an excuse from session on Wednesday, March 12, 2008.

By unanimous consent the House returned to the order of

### Motions and Resolutions

Reps. Polidori, Brown, Espinoza, Spade, Gillard, Hopgood, Angerer, Ebli, Byrnes, Gonzales, Mayes, Miller, Sheltrown, Hune, Gaffney, Accavitti, Bauer, Bieda, Booher, Brandenburg, Clack, Condino, Constan, Cushingberry, Dean, Hammel, Hammon, Hood, Huizenga, Rick Jones, Robert Jones, LeBlanc, Lemmons, Meadows, Meisner, Palmer, Proos, Sak, Scott, Tobocman and Valentine offered the following resolution:

#### House Resolution No. 285.

A resolution to encourage the Office of Financial and Insurance Regulations to work cooperatively with all stakeholders to facilitate the offering of insurance discounts for alternative energy vehicles in Michigan.

Whereas, The nation and the state are facing historical energy challenges. Gasoline prices are skyrocketing, and concerns over global warming are deepening. The once vibrant manufacturing economy in Michigan and other Midwest states is worsening. The increased use of alternative energy vehicles can provide a way to meet our energy challenges and stimulate Michigan's economy; and

Whereas, Alternative energy vehicles can decrease our dependence on imported petroleum and reduce carbon dioxide emissions. Alternative energy vehicles include hybrid electric vehicles and hydrogen fuel cell vehicles, as well as vehicles

fueled with ethanol, biodiesel, and propane. These vehicles use little or no gasoline and have substantially fewer greenhouse gas emissions; and

Whereas, Auto insurance discounts offer an innovative way to spur the purchase of alternative energy vehicles and spur growth in the alternative energy industry. At least two insurance companies, Travelers and Farmers Insurance Group, offer auto insurance discounts for people who own alternative energy vehicles. This type of policy can provide an added incentive for consumers to help spur the purchase of alternative energy vehicles. Increasing the number of alternative energy vehicles driven increases the market for renewable fuels, benefits our environment, and creates jobs; and

Whereas, The Office of Financial and Insurance Regulations is responsible for regulating insurance companies and protecting the interests of Michigan consumers. Travelers and Farmers Insurance Group are only two of the many insurance companies that provide insurance in Michigan. Clearly, the interests of consumers would be better served if more regulated insurance companies in Michigan were to offer an alternative energy vehicle discount; now, therefore, be it

Resolved by the House of Representatives, That we encourage the Office of Financial and Insurance Regulations to work cooperatively with all stakeholders to facilitate the offering of insurance discounts for alternative energy vehicles in Michigan; and be it further

Resolved, That copies of this resolution be transmitted to the Commissioner of the Office of Financial and Insurance Regulations.

The resolution was referred to the Committee on Agriculture.

Reps. Melton, Accavitti, Ball, Bauer, Bieda, Booher, Brandenburg, Brown, Casperson, Clack, Condino, Constan, Cushingberry, Dean, Elsenheimer, Espinoza, Garfield, Gonzales, Hammel, Hammon, Hansen, Hildenbrand, Hood, Hopgood, Huizenga, Rick Jones, Robert Jones, Knollenberg, David Law, LeBlanc, Lemmons, Mayes, Meadows, Meisner, Nitz, Palsrok, Polidori, Proos, Rocca, Sak, Schuitmaker, Shaffer, Spade, Stahl, Steil, Tobocman, Vagnozzi, Valentine and Warren offered the following resolution:

**House Resolution No. 286.**

A resolution to commemorate the 50th anniversary of the Detroit Pistons franchise.

Whereas, Since the original owner, Mr. Wayne Zollner, moved the Pistons in 1957 from Fort Wayne to Detroit, the Pistons have become a valuable member of the Metro Detroit community and the entire state; and

Whereas, The Pistons remain one of the oldest and most successful members of the National Basketball Association (NBA). During this time, the Pistons organization has cultivated a strong network of community support and involvement; and

Whereas, Losing seasons and relocation has often threatened a franchise, the Pistons organizational resiliency brought them through tough years and ushered in a period of great success. By the 1980s, the Pistons had become one of the premier teams in the league; and

Whereas, The emergence of consistently winning teams occurred under the auspices of hard work and tough play. The era of the “Bad Boys” will always be remembered as a team of hard working individuals prevailing over a new paradigm of basketball superstars. The Pistons most recent championship, in 2004, continues to exemplify their tough, team-orientated play; and

Whereas, Amidst the championships of the late 1980s and early 1990s, the team re-energized the community’s interest in the organization. From this success, the Pistons formulated its community relations department in 1989; and

Whereas, The Pistons 50th anniversary commemorates their success working with the local community. The numerous youth programs and local charities that the Pistons have allied with have met with great success. On top of the active development of NBA programs, the Detroit Pistons have taken proactive steps to demonstrate their interest in the local communities. The Pistons’ Palace Foundation routinely sponsors local charities and partners to donate Pistons tickets, merchandise, and player participation; now, therefore, be it

Resolved by the House of Representatives, that we commemorate the 50th anniversary of the Detroit Pistons franchise. Today the Pistons continue to stand out in the NBA and in the involvement of outside projects. The dedication of the Pistons players and staff has exceeded all expectations. Some players have even ventured to develop their own personal charities for local youths. Their continued dedication to community and to the positive development of local youth is immeasurable, and be it further

Resolved, That the Pistons have set a benchmark of community leadership on and off the court throughout their 50 years in Southeast Michigan. We use this occasion to honor their work and express our appreciation for their years of service and entertainment. We give our support and wish them good luck in the rest of the season.

Pending the reference of the resolution to a committee,

Rep. Angerer moved that Rule 71 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

### Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members on Wednesday, February 27:

<b>House Bill Nos.</b>	<b>5793</b>	<b>5794</b>	<b>5795</b>	<b>5796</b>	<b>5797</b>	<b>5798</b>	<b>5799</b>	<b>5800</b>	<b>5801</b>	<b>5802</b>	<b>5803</b>	<b>5804</b>	<b>5805</b>	<b>5806</b>
	<b>5807</b>	<b>5808</b>	<b>5809</b>	<b>5810</b>	<b>5811</b>	<b>5812</b>	<b>5813</b>	<b>5814</b>	<b>5815</b>	<b>5816</b>	<b>5817</b>	<b>5818</b>	<b>5819</b>	<b>5820</b>
<b>Senate Bill Nos.</b>	<b>1135</b>	<b>1136</b>												

### Reports of Standing Committees

The Committee on Judiciary, by Rep. Condino, Chair, reported

#### **House Bill No. 5160, entitled**

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 625 (MCL 257.625), as amended by 2006 PA 564.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Scott, Virgil Smith, Warren, Schuitmaker, David Law, Elsenheimer, Rick Jones and Rocca

Nays: None

The Committee on Judiciary, by Rep. Condino, Chair, reported

#### **House Bill No. 5560, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 81e.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Rick Jones and Rocca

Nays: None

The Committee on Judiciary, by Rep. Condino, Chair, reported

#### **House Bill No. 5561, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 16d of chapter XVII (MCL 777.16d), as amended by 2005 PA 336.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Rick Jones and Rocca

Nays: None

The Committee on Judiciary, by Rep. Condino, Chair, reported

**House Bill No. 5562, entitled**

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 81e.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Rick Jones and Rocca

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Condino, Chair, of the Committee on Judiciary, was received and read:

Meeting held on: Wednesday, February 27, 2008

Present: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Virgil Smith, Warren, Schuitmaker, David Law, Elsenheimer, Rick Jones and Rocca

Absent: Rep. Stakoe

Excused: Rep. Stakoe

The Committee on Intergovernmental, Urban and Regional Affairs, by Rep. Byrum, Chair, reported

**House Bill No. 5206, entitled**

A bill to amend 1917 PA 167, entitled "Housing law of Michigan," by amending section 126 (MCL 125.526), as amended by 2000 PA 479.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

To Report Out:

Yeas: Reps. Byrum, Young, Coulouris, Farrah, Johnson, Meadows, Pavlov, Nitz, Meekhof and Opsommer

Nays: None

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Byrum, Chair, of the Committee on Intergovernmental, Urban and Regional Affairs, was received and read:

Meeting held on: Wednesday, February 27, 2008

Present: Reps. Byrum, Young, Coulouris, Farrah, Johnson, Meadows, Pavlov, Nitz, Meekhof and Opsommer

Absent: Rep. Tobocman

Excused: Rep. Tobocman

The Committee on Energy and Technology, by Rep. Accavitti, Chair, reported

**House Bill No. 5798, entitled**

A bill to amend 1939 PA 3, entitled "An act to provide for the regulation and control of public and certain private utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to

provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts,” (MCL 460.1 to 460.10cc) by adding section 6r.

With the recommendation that the substitute (H-1) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Accavitti, Mayes, Angerer, Brown, Clemente, Ebli, Hammon, Hopgood, Lemmons, Lindberg, Melton, Miller, Nofs, Palsrok, Garfield, Huizenga, Moolenaar, Horn and Opsommer

Nays: None

#### COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Accavitti, Chair, of the Committee on Energy and Technology, was received and read:

Meeting held on: Wednesday, February 27, 2008

Present: Reps. Accavitti, Mayes, Angerer, Brown, Clemente, Ebli, Hammon, Hopgood, Lemmons, Lindberg, Melton, Miller, Nofs, Palsrok, Garfield, Huizenga, Moolenaar, Horn and Opsommer

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

#### **House Bill No. 5459, entitled**

A bill to amend 2005 PA 210, entitled “Commercial rehabilitation act,” by amending section 2 (MCL 207.842), as amended by 2006 PA 554.

With the recommendation that the substitute (H-2) be adopted and that the bill then pass.

The bill and substitute were referred to the order of Second Reading of Bills.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Condino, Farrah, Robert Jones, Mayes, Meisner, Melton, Sheltroun, Warren, Young, Meltzer, Sheen, Palmer, Wenke and Calley

Nays: None

The Committee on Tax Policy, by Rep. Bieda, Chair, reported

#### **House Bill No. 5723, entitled**

A bill to amend 2007 PA 36, entitled “Michigan business tax act,” (MCL 208.1101 to 208.1601) by adding section 426.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

#### Favorable Roll Call

To Report Out:

Yeas: Reps. Bieda, Condino, Farrah, Robert Jones, Mayes, Meisner, Melton, Sheltroun, Warren, Young, Meltzer, Sheen, Palmer, Wenke and Calley

Nays: None

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Bieda, Chair, of the Committee on Tax Policy, was received and read:

Meeting held on: Wednesday, February 27, 2008

Present: Reps. Bieda, Condino, Farrah, Robert Jones, Mayes, Meisner, Melton, Sheltroun, Warren, Young, Meltzer, Sheen, Palmer, Wenke and Calley

Absent: Reps. Steil and Pastor

Excused: Reps. Steil and Pastor

The Committee on Appropriations, by Rep. Cushingberry, Chair, reported

**Senate Bill No. 523, entitled**

A bill to authorize the state administrative board to convey certain state owned property in Lapeer county; to prescribe certain conditions for the conveyance; to prescribe certain powers and duties of the department of management and budget; and to provide for the disposition of the revenue derived from the conveyance.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

To Report Out:

Yeas: Reps. Cushingberry, Gillard, Bauer, Bennett, Cheeks, Espinoza, Gonzales, Hammel, Hood, Lahti, LeBlanc, McDowell, Sak, Alma Smith, Spade, Vagnozzi, Acciavatti, Shaffer, Brandenburg, Amos, Booher, Caul, Hansen, Proos, Agema and Moss

Nays: None

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Cushingberry, Chair, of the Committee on Appropriations, was received and read:

Meeting held on: Wednesday, February 27, 2008

Present: Reps. Cushingberry, Gillard, Bauer, Bennett, Byrnes, Cheeks, Espinoza, Gonzales, Hammel, Hood, Jackson, Lahti, LeBlanc, McDowell, Sak, Alma Smith, Spade, Vagnozzi, Acciavatti, Caswell, Shaffer, Brandenburg, Amos, Booher, Caul, Hansen, Proos, Agema and Moss

Absent: Rep. Nofs

Excused: Rep. Nofs

The Committee on Great Lakes and Environment, by Rep. Warren, Chair, reported

**House Bill No. 4703, entitled**

A bill to designate an official amphibian of this state.

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

## Favorable Roll Call

To Report Out:

Yeas: Reps. Warren, Donigan, Ebli, Kathleen Law, Leland, Meadows, Miller, Valentine, Emmons and Walker

Nays: Rep. Palmer

## COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Warren, Chair, of the Committee on Great Lakes and Environment, was received and read:

Meeting held on: Wednesday, February 27, 2008

Present: Reps. Warren, Donigan, Ebli, Griffin, Kathleen Law, Leland, Meadows, Miller, Valentine, Robertson, Palmer, Emmons, Moolenaar, Walker and Meekhof

**COMMITTEE ATTENDANCE REPORT**

The following report, submitted by Rep. Condino, Chair, of the Committee on Judiciary, was received and read:

Meeting held on: Tuesday, February 26, 2008

Present: Reps. Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Schuitmaker, David Law, Elsenheimer and Rocca

Absent: Reps. Virgil Smith, Warren, Stakoe and Rick Jones

Excused: Reps. Virgil Smith, Warren, Stakoe and Rick Jones

**COMMITTEE ATTENDANCE REPORT**

The following report, submitted by Rep. Clack, Chair, of the Committee on Families and Children's Services, was received and read:

Meeting held on: Wednesday, February 27, 2008

Present: Reps. Clack, Dean, Accavitti, Hammon, Wojno, Sheen, Stahl, Hoogendyk and Palmer

**Messages from the Senate****House Bill No. 4650, entitled**

A bill to revise the standards under which courts of this state recognize foreign money judgments; to establish procedures for the recognition of foreign money judgments; to limit the time within which an action to enforce a foreign money judgment may be commenced; to make uniform the law relating to the enforcement of foreign money judgments; and to repeal acts and parts of acts.

The Senate has concurred in the House amendment to the Senate substitute (S-1) and ordered that the bill be given immediate effect.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

**House Bill No. 5290, entitled**

A bill to amend 1987 PA 173, entitled "Mortgage brokers, lenders, and servicers licensing act," by amending sections 11 and 12 (MCL 445.1661 and 445.1662), section 11 as amended by 2002 PA 391.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

**House Bill No. 5291, entitled**

A bill to amend 1987 PA 173, entitled "Mortgage brokers, lenders, and servicers licensing act," by amending section 14 (MCL 445.1664).

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

**House Bill No. 5384, entitled**

A bill to amend 1976 PA 448, entitled "Michigan energy employment act of 1976," by amending sections 3, 5, 6, 9, 11, 21, 24, 31, 34, 36, 37, 43, and 44 (MCL 460.803, 460.805, 460.806, 460.809, 460.811, 460.821, 460.824, 460.831, 460.834, 460.836, 460.837, 460.843, and 460.844), section 5 as amended by 2002 PA 513 and section 44 as amended by 2002 PA 532, and by adding section 33a.



The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

**House Bill No. 5536, entitled**

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11b of chapter XVII (MCL 777.11b), as amended by 2005 PA 207.

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

**House Bill No. 4596, entitled**

A bill to amend 1987 PA 173, entitled "Mortgage brokers, lenders, and servicers licensing act," by amending sections 6, 7, 8, and 25 (MCL 445.1656, 445.1657, 445.1658, and 445.1675), sections 6, 7, and 8 as amended by 1996 PA 210 and section 25 as amended by 1998 PA 371.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

**House Bill No. 5287, entitled**

A bill to amend 1987 PA 173, entitled "Mortgage brokers, lenders, and servicers licensing act," by amending section 2 (MCL 445.1652), as amended by 2007 PA 179.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

**House Bill No. 5288, entitled**

A bill to amend 1987 PA 173, entitled "Mortgage brokers, lenders, and servicers licensing act," (MCL 445.1651 to 445.1684) by adding section 2a.

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

**House Bill No. 5289, entitled**

A bill to amend 1987 PA 173, entitled "Mortgage brokers, lenders, and servicers licensing act," (MCL 445.1651 to 445.1684) by adding section 2c.

The Senate has substituted (S-1) the bill.

The Senate has passed the bill as substituted (S-1), ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.

**House Bill No. 5535, entitled**

A bill to authorize the secretary of state to issue enhanced driver licenses and state personal identification cards to United States citizens who reside in Michigan to facilitate travel between the United States and Canada; to establish certain funds and prescribe duties for certain officials; and to prohibit certain conduct and prescribe penalties.

The Senate has substituted (S-2) the bill.

The Senate has passed the bill as substituted (S-2) and ordered that it be given immediate effect.

The Speaker announced that pursuant to Rule 42, the bill was laid over one day.



**Communications from State Officers**

The following communications from the Secretary of State were received and read:

Notices of Filing  
Administrative Rules

February 27, 2008

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Michigan Department of Agriculture, State Office of Administrative Hearings and Rules filed at 2:19 P.M. this date, administrative rule (08-02-02) for the Department of Agriculture, , Entitled “ *Regulation No. 637, Pesticide Use*” These rules take effect 7 days after filing with the Secretary of State.

February 27, 2008

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6 this is to advise you that the Michigan Department of Labor and Economic Growth , State Office of Administrative Hearings and Rules filed at 2:21 P.M. this date, administrative rule (08-02-03) for the Department of Agriculture,, Entitled “ *Workers’ Compensation Health Care Services Rules*” These rules take effect 7 days after filing with the Secretary of State.

Sincerely,  
Terri Lynn Land  
Secretary of State  
Robin Houston, Office Supervisor  
Office of the Great Seal

The communications were referred to the Clerk.

**Introduction of Bills**

Rep. LaJoy introduced

**House Bill No. 5821, entitled**

A bill to amend 1846 RS 16, entitled “Of the powers and duties of townships, the election and duties of township officers, and the division of townships,” (MCL 41.1a to 41.110c) by adding section 104a.

The bill was read a first time by its title and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

Rep. LaJoy introduced

**House Bill No. 5822, entitled**

A bill to amend 1968 PA 191, entitled “An act to create a state boundary commission; to prescribe its powers and duties; to provide for municipal incorporation, consolidation, and annexation; to prescribe penalties and provide remedies; and to repeal acts and parts of acts,” by amending section 11b (MCL 123.1011b), as added by 1982 PA 192.

The bill was read a first time by its title and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

Rep. LaJoy introduced

**House Bill No. 5823, entitled**

A bill to amend 1909 PA 278, entitled “The home rule village act,” by amending sections 4 and 5 (MCL 78.4 and 78.5), section 4 as amended by 2003 PA 304, and by adding section 5b.

The bill was read a first time by its title and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

Rep. LaJoy introduced

**House Bill No. 5824, entitled**

A bill to amend 1895 PA 3, entitled “The general law village act,” by amending section 6 of chapter XIV (MCL 74.6) and by adding sections 6b, 6c, and 6d to chapter XIV.

The bill was read a first time by its title and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

Rep. LaJoy introduced

**House Bill No. 5825, entitled**

A bill to amend 1909 PA 279, entitled "The home rule city act," by amending sections 9 and 9b (MCL 117.9 and 117.9b), section 9 as amended by 2004 PA 137 and section 9b as added by 1982 PA 465, and by adding sections 9c, 9d, and 9e.

The bill was read a first time by its title and referred to the Committee on Intergovernmental, Urban and Regional Affairs.

Reps. Meadows, Miller, Hammel, LeBlanc, Clemente, Griffin, Alma Smith, Coulouris, Vagnozzi, Constan, Bauer, Lahti, Lindberg, Clack, Donigan, Johnson, Condino, Hammon, McDowell, Bieda and Jackson introduced

**House Bill No. 5826, entitled**

A bill to amend 1972 PA 382, entitled "Traxler-McCauley-Law-Bowman bingo act," by amending section 3 (MCL 432.103), as amended by 2006 PA 427.

The bill was read a first time by its title and referred to the Committee on Regulatory Reform.

Rep. Wenke introduced

**House Bill No. 5827, entitled**

A bill to amend 1990 PA 187, entitled "The pupil transportation act," by amending section 55 (MCL 257.1855), as amended by 2006 PA 320.

The bill was read a first time by its title and referred to the Committee on Judiciary.

---

Rep. Nofs moved that the House adjourn.

The motion prevailed, the time being 4:15 p.m.

The Speaker Pro Tempore declared the House adjourned until Thursday, February 28, at 12:00 Noon.

RICHARD J. BROWN

Clerk of the House of Representatives